	Application No.	Applicant(s)
Notice of Allowability	09/277,064	SHERMAN, LINDA A.
	Examiner	Art Unit
	MINH-TAM DAVIS	1642
The MAILING DATE of this communication app All claims being allowable, PROSECUTION ON THE MERITS Is herewith (or previously mailed), a Notice of Allowance (PTOL-88 NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT I of the Office or upon petition by the applicant. See 37 CFR 1.3	S (OR REMAINS) CLOSED in this a 5) or other appropriate communicat RIGHTS. This application is subject	application. If not included ion will be mailed in due course. THIS
1. This communication is responsive to <u>01/16/07</u> .		
2. The allowed claim(s) is/are 1, 61-75.		
3. Acknowledgment is made of a claim for foreign priority a a) All b) Some* c) None of the:		
Certified copies of the priority documents have		
2. Certified copies of the priority documents have	• •	
3. Copies of the certified copies of the priority d	locuments have been received in the	is national stage application from the
International Bureau (PCT Rule 17.2(a)).		
* Certified copies not received:		
Applicant has THREE MONTHS FROM THE "MAILING DATE noted below. Failure to timely comply will result in ABANDON THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.		ly complying with the requirements
4. A SUBSTITUTE OATH OR DECLARATION must be sub- INFORMAL PATENT APPLICATION (PTO-152) which gi		
5. CORRECTED DRAWINGS (as "replacement sheets") me	ust be submitted.	
(a) ☐ including changes required by the Notice of Draftspe		O-948) attached
1) hereto or 2) to Paper No./Mail Date		
(b) ☐ including changes required by the attached Examine Paper No./Mail Date	r's Amendment / Comment or in the	e Office action of
ldentifying indicia such as the application number (see 37 CFR each sheet. Replacement sheet(s) should be labeled as such in		
6. DEPOSIT OF and/or INFORMATION about the department attached Examiner's comment regarding REQUIREMENT	osit of BIOLOGICAL MATERIA T FOR THE DEPOSIT OF BIOLOG	L must be submitted. Note the ICAL MATERIAL.
Attachment(s) 1. ☐ Notice of References Cited (PTO-892)	5. Notice of Informa	I Patent Application
2. Notice of Draftperson's Patent Drawing Review (PTO-948) 6. Interview Summa	ary (PTO-413),
Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date	Paper No./Mail [7. ☐ Examiner's Amer	ndment/Comment
Examiner's Comment Regarding Requirement for Deposit of Biological Material	8. Examiner's State	ment of Reasons for Allowance
	9. OtherSHAN SUPERVISORY TECHNOLO	ION FOLEY PATENT EXAMINER GY CENTER 1600

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EXAMINER'S COMMENT/ REASONS FOR ALLOWANCE

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 01/16/07 has been entered.

2. The following is an examiner's statement of reasons for allowance:

The closest prior art, Grey et al (WO 94/20127, of 09/15/1994, of record) does not teach or suggest treating breast cancer. The c-ERB2 peptide VMAGVGSPYV, having an affinity for HLA A2.1 of 0.018 taught by Grey et al (Appendix II on page 108, peptide 1.0738) does not provide a nexus for effective treatment of breast cancer.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to MINH-TAM DAVIS whose telephone number is 571-272-0830. The examiner can normally be reached on 9:00 AM-5:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, SHANON FOLEY can be reached on 571-272-0898. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only.

For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

MINH TAM DAVIS March 06/2007

SHANON FOLEY
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 1600